

1 EDMUND G. BROWN JR.
 2 Attorney General of the State of California
 2 PAUL T. HAMMERNESSE
 3 Supervising Deputy Attorney General
 3 JOHN P. DEVINE, State Bar No. 170773
 4 Deputy Attorney General
 4 TROY B. OVERTON, State Bar No. 171263
 5 Deputy Attorney General
 5 455 Golden Gate Avenue, Suite 11000
 6 San Francisco, CA 94102-7004
 6 Telephone: (415) 703-5516
 7 Fax: (415) 703-5480
 7 Email: troy.overton@doj.ca.gov

8 Attorneys for Defendant State of California

9
 10 IN THE UNITED STATES DISTRICT COURT
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 12

13 JOHN GIMBEL,

14 Plaintiff,

15 v.

16 STATE OF CALIFORNIA, DEL NORTE COUNTY
 17 SHERIFF'S DEPARTMENT, JERRY HARWOOD,
 18 BILL STEVEN, GENE McMANUS, MELANIE
 19 BARRY, DANA RENO, ROBERT BARBER, ED
 20 FLESHMAN, CRESCENT CITY POLICE
 21 DEPARTMENT, DOUGLASS PLACK, GREG
 22 JOHNSON, JAMES HOLT, CALEB CHADWICK,
 23 THOMAS BURKE, DEL NORTE DISTRICT
 24 ATTORNEY, KEITH MORRIS, AC FIELD,
 25 MICHAEL RIESE, DARREN McELFRESH, AND
 26 FRITZ LUDERMAN,

27 Defendants.

Case No. C-07-00113-MJJ

DEFENDANT STATE OF
 CALIFORNIA'S REQUEST
 FOR PERMISSION TO
 APPEAR (Civil Local Rule 11-
 9(a))

E-FILING

27 On April 4, 2007, defendant State of California filed and served a notice of motion and
 28 motion to dismiss plaintiff's complaint. Defendant noticed the hearing on the motion to dismiss
 29 for Tuesday, June 19, 2007. Pursuant to Civil Local Rule 11-9(a), defendant requests that the
 30 Honorable Martin J. Jenkins approve the appearance of Michael Wahlander, who will be under

1 the direct supervision of California Deputy Attorney General John P. Devine, to argue the
2 motion to dismiss at the currently scheduled hearing. Mr. Wahlander previously applied for
3 permission to appear in the U.S. District Court for the Northern District of California pursuant to
4 Civil Local Rule 11-9 (c)(1), and on May 23, 2007, Richard W. Wiking, Clerk of the U.S.
5 District Court for the Northern District of California, issued a certificate of eligibility pursuant to
6 Civil Local Rule 11-9 (c). (See Exhibit A attached hereto, a true and accurate copy of the
7 Certificate of Eligibility signed and dated by Clerk Wiking).

8 Dated: June 14, 2007.

9 Respectfully submitted,

10 EDMUND G. BROWN JR.
11 Attorney General of the State of California
12 PAUL T. HAMMERNESS
13 Supervising Deputy Attorney General
14 JOHN P. DEVINE
15 Deputy Attorney General
16 TROY B. OVERTON
17 Deputy Attorney General

18
19
20 s/John P. Devine
JOHN P. DEVINE
Deputy Attorney General

21 Attorneys for Defendant State of California

22
23
24
25
26
27
28
40150178.wpd
SF2007400329